

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

House Engrossed
FILED
JANICE K. BREWER
SECRETARY OF STATE

CHAPTER 23

HOUSE BILL 2031

AN ACT

AMENDING SECTION 36-884, ARIZONA REVISED STATUTES; RELATING TO CHILD CARE PROGRAMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-884, Arizona Revised Statutes, is amended to
3 read:

4 36-884. Exemptions

5 This article does not apply to the care given to children by or in:

6 1. The homes of parents or blood relatives.

7 2. A religious institution conducting a nursery in conjunction with
8 its religious services or conducting parent-supervised occasional drop-in
9 care.

10 3. A unit of the public school system, INCLUDING SPECIALIZED
11 PROFESSIONAL SERVICES PROVIDED BY SCHOOL DISTRICTS FOR THE SOLE PURPOSE OF
12 MEETING MANDATED REQUIREMENTS TO ADDRESS THE PHYSICAL AND MENTAL IMPAIRMENTS
13 PRESCRIBED IN SECTION 15-771. If a public school provides child care other
14 than during the school's regular hours or for children who are not regularly
15 enrolled in kindergarten programs or grades one through twelve, that portion
16 of the school that provides child care is subject to standards of care
17 prescribed pursuant to section 36-883.04.

18 4. A regularly organized private school engaged in an educational
19 program which may be attended in substitution for public school pursuant to
20 section 15-802. If the school provides child care beyond regular public
21 school hours or for children who are not regularly enrolled in kindergarten
22 programs or grades one through twelve, that portion of the school providing
23 such care shall be considered a child care facility and is subject to the
24 provisions of this article.

25 5. Any facility that provides training only in specific subjects,
26 including dancing, drama, music, self-defense or religion AND TUTORING
27 PROVIDED BY PUBLIC SCHOOLS SOLELY TO IMPROVE SCHOOL PERFORMANCE.

28 6. Any facility that provides only recreational or instructional
29 activities to school age children who may come to and go from the child care
30 facility at their own volition.

31 7. Any of the Arizona state schools for the deaf and the blind.

APPROVED BY THE GOVERNOR APRIL 1, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 1, 2004.